

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
BIG STONE GAP DIVISION**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	Case No. 2:99CR10052
)	
v.)	
)	
IRA STANFORD MULLINS JR.,)	ORDER
)	
Defendant.)	By: James P. Jones
)	Chief United States District Judge
)	

For the reasons set forth in the Opinion accompanying this Order, it is
ORDERED as follows:

1. The defendant's pleading (Dkt. No. 54) is construed as a Motion to Vacate, Set Aside or Correct Sentence, pursuant to 28 U.S.C.A. § 2255;
2. The clerk shall reclassify the pleading as a § 2255 motion and process it accordingly; and
3. The said Motion is **DENIED** without prejudice as successive and is stricken from the active docket of the court.

ENTER: September 1, 2008

/s/ JAMES P. JONES
Chief United States District Judge